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P8558.04

To: Examiner Schaetzle
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Date: September 16, 2005

**Pages including this
cover page:** 4

Comments: In re Application of: LINBERG
For: APPARATUS AND METHOD FOR AUTOMATED INVOICING OF
MEDICAL DEVICE SYSTEMS
Serial No.: 10/022,071
Filed: 12/18/2001
Atty Docket: P-8558.04

Attached please find the following documents:

X Terminal Disclaimer
X Transmittal

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DOCKET NO.: P-8558.04

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TERMINAL DISCLAIMER TRANSMITTAL

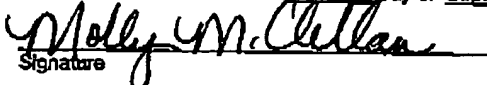
In re Application of: LINBERG

For: APPARATUS AND METHOD FOR AUTOMATED INVOICING OF MEDICAL DEVICE SYSTEMS

Serial No.: 10/022,071

Filed: 12/18/2001

CERTIFICATE OF MAILING UNDER 37 CFR 1.8: I hereby certify that this **TERMINAL DISCLAIMER** and the paper(s), as described herein, are being sent via facsimile No. (703) 872-9308 to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 16 day of September, 2005.


Signature

MOLLY MCCLELLAN
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached:

☒ Terminal Disclaimer


☒ Please charge Terminal Disclaimer fee of \$130.00 to Deposit Account No. 13-2546.

☐ Applicant hereby petitions for a _____ months' extension of time. If an additional extension of time is required, please consider this petition therefor.

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09/16/05
Date


Girma Wolde-Michael
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: LINBERG, Kurt R. Examiner: K. SCHAETZLE
Serial No. 10/022,071 Group Art: 3762
Filing Date: 12/18/2001 Docket No.: P-8558.04
Title: APPARATUS AND METHOD FOR AUTOMATED INVOICING
OF MEDICAL DEVICE SYSTEMS

**TERMINAL DISCLAIMER TO OBIATE A PROVISIONAL DOUBLE
PATENTING REJECTION OVER A PRIOR PATENT UNDER 37 CFR 1.321**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The owner, Medtronic, Inc., of one hundred (100) percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,385,593. Medtronic hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and assigns.

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Terminal Disclaimer
Application No. 10/022,071

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Respectfully submitted,

Kurt R. LINBERG,

Date: 09/16/05


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